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**UNITED STATES DISTRICT COURT**

# **NORTHERN DISTRICT OF CALIFORNIA**

## **SAN FRANCISCO DIVISION**

21 SURGICAL INSTRUMENT SERVICE  
22 COMPANY, INC.,  
*Plaintiff,*

V.

V.

24 INTUITIVE SURGICAL, INC.,  
*Defendant.*

Case No. 3:21-cv-03496-AMO

**DEFENDANT'S INTERIM  
SEALING MOTION IN  
CONNECTION WITH  
DEFENDANT'S REPLY IN  
SUPPORT OF MOTION FOR  
LIMITED SUPPLEMENTAL  
DISCOVERY**

The Honorable Araceli Martínez-Olguín

## **NOTICE OF MOTION AND MOTION**

Pursuant to Civil Local Rules 7-11 and 79-5(f), and the Joint Stipulation and Order Regarding Omnibus Sealing Procedures, Dkt. 242, Defendant Intuitive Surgical, Inc. (“Intuitive”) files this Interim Sealing Motion with respect to Intuitive’s Reply in Support of Motion for Limited Supplemental Discovery (the “Motion for Limited Supplemental Discovery”), and Exhibits 15, 16, and 17 of the supporting Declaration of Paul D. Brachman.

Consistent with the Joint Stipulation and Order Regarding Omnibus Sealing Procedures, Dkt. 242, Intuitive will notify any affected third parties and, within 14 days after the conclusion of the parties' briefing on the Motion for Limited Supplemental Discovery, the parties will file an omnibus sealing motion attaching (a) support for any Party's or third party's request to maintain under seal any documents or portions of documents; and (b) attaching a proposed order with a chart listing all documents that a Party or third party seeks to maintain under seal. *See id.* at ¶¶ 2–3.

Dated: September 3, 2024

By: /s/ Kenneth A. Gallo  
Kenneth A. Gallo

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Attorneys for *Defendant*  
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**CERTIFICATE OF SERVICE**

On September 3, 2024, I caused a copy of Defendant's Interim Sealing Motion to be electronically filed via the Court's Electronic Case Filing System and served via email on counsel of record for Surgical Instrument Service Company, Inc.

Dated: September 3, 2024

By: /s/ Kenneth A. Gallo  
Kenneth A. Gallo